



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of Tohru KAYANO et al

Application No. 09/711,896

Filed: November 15, 2000

For: ANTIBODY SPECIFIC TO INTERLEUKIN 18 PRECURSOR

Art Unit: 1645

Examiner: S. Devi

Washington, D.C.

Atty.'s Docket: KAYANO=1

Confirmation No.: 8185

Date: July 12, 2004

Customer Window, Mail Stop **AFTER FINAL**

Honorable Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, Virginia 22202

**RESPONSE UNDER 37 CFR 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 1645**

Corres. and Mail  
**BOX AF**

Sir:

Transmitted herewith is a [XX] REPLY TO FINAL ACTION: AMENDMENT AND REMARKS in the above-identified application.

- [ ] Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.  
[ ] A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.  
[ ] No additional fee is required.  
[XX] The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)		(Col. 3)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR		PRESENT EXTRA EQUALS
TOTAL	23	MINUS	** 26		0
INDEP.	3	MINUS	*** 3		0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					

SMALL ENTITY	
RATE	ADDITIONAL FEE
x 9	\$
x 43	\$
+ 145	\$
ADDITIONAL FEE TOTAL	

OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE
x 18	\$
x 86	\$
+ 290	\$
TOTAL	

OR

OR

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.  
\*\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

[XX] Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

[XX] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

## Small Entity

## Response Filed Within

- [ ] First - \$ 55.00  
[ ] Second - \$ 210.00  
[ ] Third - \$ 475.00  
[ ] Fourth - \$ 740.00

## Month After Time Period Set

## Other Than Small Entity

## Response Filed Within

- [ ] First - \$ 110.00  
[ ] Second - \$ 420.00  
[XX] Third - \$ 950.00  
[ ] Fourth - \$ 1480.00

## Month After Time Period Set

[ ] Less fees (\$ ) already paid for month(s) extension of time on .

[ ] Please charge my Deposit Account No. 02-4035 in the amount of \$ .

[XX] Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$950.00 .

[ ] A check in the amount of \$ is attached (check no. ).

[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

07/14/2004 SDIRETA1 00000083 09711896

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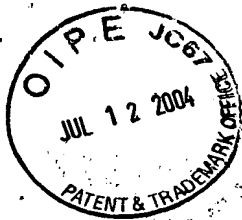
350.00 DP

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BROWDY AND NEIMARK

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RESPONSE UNDER 37 CFR 1.118  
EXPEDITED PROCEDURE  
EXAMINING GROUP 1645

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: KAYANO=1

In re Application of:	)	Art Unit: 1645
	)	
Tohru KAYANO et al	)	Examiner: S. Devi
	)	
Appln. No.: 09/711,896	)	Washington, D.C.
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Date Filed: November 15, 2000	)	Confirmation No. 8185
	)	
For: ANTIBODY SPECIFIC TO	)	July 12, 2004
INTERLEUKIN 18...	)	

**REPLY TO FINAL ACTION: AMENDMENT AND REMARKS**

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Crystal Plaza Two, Lobby, Room 1B03  
Honorable Commissioner for Patents  
Arlington, Virginia 22202

Sir:

Replying to the final Office Action mailed January 21, 2004, petition for three-months' extension of time and late fee being attached hereto, please amend as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 7 of this paper.